

# OFFICE OF THE LIEUTENANT GOVERNOR CERTIFICATE OF BOUNDARY ADJUSTMENT

I, SPENCER J. COX, LIEUTENANT GOVERNOR OF THE STATE OF UTAH,
HEREBY CERTIFY THAT there has been filed in my office a notice of boundary
adjustment between CITY OF SARATOGA SPRINGS and LEHI CITY, dated July 17<sup>th</sup>,
2018, complying with Section §10-2-425, Utah Code Annotated, 1953, as amended.

NOW, THEREFORE, notice is hereby given to all whom it may concern that the attached is a true and correct copy of the notice of boundary adjustment, referred to above, on file with the Office of the Lieutenant Governor pertaining to CITY OF SARATOGA SPRINGS and LEHI CITY located in Utah County, State of Utah.

1847 1847 IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 31<sup>st</sup> day of July, 2018 at Salt Lake City, Utah.

SPENCER J. COX Lieutenant Governor



# NOTICE OF IMPENDING BOUNDARY ACTION

July 18, 2018

The Honorable Spencer J. Cox Lieutenant Governor of the State of Utah Utah State Capitol Complex PO Box 142325 Salt Lake City, Utah 84114-2325

RE: Notice of Impending Boundary Action - Cities of Saratoga Springs, Utah and Lehi, Utah - a Portion of Perelle Meadows Subdivision

Dear Lieutenant Governor Cox.

On July 17, 2018, the City Council of the City of Saratoga Springs, Utah adopted Ordinance No. 18-20 (7-17-18) adjusting its common boundary with Lehi City, Utah. On July 10, 2018, the City Council of the City of Lehi adopted Ordinance #55-2018 adjusting the Lehi City common boundaries with the City of Saratoga Springs.

This adjustment pertains to a portion of Perelle Meadows subdivision in Saratoga Springs, located on Evans Lane, which road is a Lehi City owned and maintained road. The cities of Saratoga Springs and Lehi have mutually determined that the Property is better suited to be within the incorporated limits of Lehi City because Lehi City will be able to provide services to the Property in a more cost-effective manner than Saratoga Springs. In accordance with Utah State Code § 10-2-425, a copy of the approved final local entity plat, a certified copy of Saratoga Springs Ordinance No. 18-20 (7-17-18) is attached. It is my understanding the City of Lehi will be providing their Notice and Ordinance to your office.

In accordance with Utah Code § 67-1a-6.5(3)(e), I hereby certify that all requirements applicable to this boundary adjustment have been met. I also respectfully request that your office issue a Certificate of Boundary Adjustment to the cities of Saratoga Springs and Lehi in accordance with Utah Code § 10-2-425.

If you have any questions or need additional information from me, please do not hesitate to contact me at any time.

Respectfully,

Jim Miller, Mayor

#### ORDINANCE NO. 18-20 (7-17-18)

# AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SARATOGA SPRINGS, UTAH ADJUSTING ITS COMMON BOUNDARIES WITH LEHI CITY, UTAH

WHEREAS, Utah Code § 10-2-419 establishes the procedure for adjusting the common boundaries between adjacent municipalities; and

WHEREAS, the City of Saratoga Springs, Utah shares common boundaries with Lehi City, Utah; and

WHEREAS, a portion of the Perelle Meadows subdivision in Saratoga Springs, which portion of property is more fully described in Exhibit A ("Property"), is located on Evans Lane, which road is a Lehi City owned and maintained road; and

WHEREAS, Saratoga Springs and Lehi City have mutually determined that the Property is better suited to be within the incorporated limits of Lehi City because Lehi City will be able to provide services to the Property in a more cost-effective manner than Saratoga Springs; and

WHEREAS, due to the reasons above, Saratoga Springs and Lehi City desire to adjust their municipal boundaries as provided by State law so that the Property can be added to the municipal boundaries of Lehi City; and

WHEREAS, a legal description and plat has been prepared for the boundary adjustment, which legal description and plat are attached as Exhibit A.

NOW THEREFORE, after posting the requisite public notice and holding the requisite public hearing as provided by Utah law, and after finding that the boundary adjustment furthers the health, safety, and general welfare of the City of Saratoga Springs, Utah, the City Council ordains as follows:

# SECTION I - ENACTMENT

The City Council, in accordance with Utah Code § 10-2-419, adjusts its common boundaries with Lehi City. The City Council finds that the boundary adjustment promotes the health, safety, and welfare of the residents of the City of Saratoga Springs and will allow Lehi City to provide services to the Property in a more cost-effective manner than Saratoga Springs. A legal description and map showing the location of the adjustment area are attached as Exhibit A to this Ordinance. No protests were received to this action.

#### SECTION II - REPEALER

If any provisions of the Saratoga Springs Code are inconsistent with this ordinance they are hereby repealed.

# SECTION III - AMENDMENT OF CONFLICTING ORDINANCES

To the extent that any ordinances, resolutions, or policies of the City of Saratoga Springs conflict with the provisions of this ordinance, they are hereby amended to comply with this ordinance.

# SECTION IV - EFFECTIVE DATE

This ordinance shall take effect following publication of a short summary of the ordinance in the Provo Daily Herald on one occasion as required by Utah Code § 10-3-711 and following the proper filing, recording, and notice required in Utah Code § 10-2-425.

# SECTION V - SEVERABILITY

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is, for any reason, held invalid or unconstitutional by any court of competent jurisdiction, such provision shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this ordinance.

# SECTION VI - PUBLIC NOTICE

The Saratoga Springs Recorder is hereby ordered, in accordance with the requirements of Utah Code §§ 10-3-710—711, to do as follows:

- a. deposit a copy of this ordinance in the office of the City Recorder; and
- b. publish notice as follows:
  - i. publish a short summary of this ordinance for at least one publication in a newspaper of general circulation in the City, or
  - ii. post a complete copy of this ordinance in three public places within the City.

APPROVED and PASSED this 17th day of July, 2018.

Attest:

MAYOR:

Sindy TopidoNo Cit

Mayor Jim Miller

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Shellie Baertsch

Michael McOmber

Ryan Poduska

Chris Porter

Stephen Willden

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#### EXHIBIT A

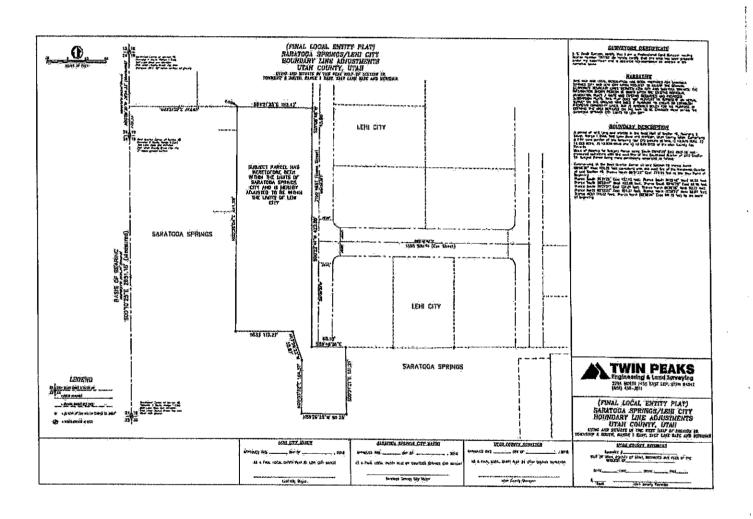
### Legal Description and Plat of Boundary Adjustment

A parcel of land lying and situate in the West Half of Section 19, Township 5 South, Range 1 East, Salt Lake Base and Meridian, Utah County, Utah. Comprising a 1.84 acre portion of the following four (4) parcels of land, 1) 13:028:0062, 2) 13:028:0059, 3) 13:028:0030 and 4) 13: 029:0128 of the Utah County Tax Records.

Basis of Bearing for Subject Parcel being South 00°10′25″ East 2651.16 feet measured coincident with the west line of the Southwest Quarter of said Section 19. Subject Parcel being more particularly described as follows:

Commencing at the West Quarter Corner of said Section 19 thence North 00°08'30" West 170.39 feet coincident with the west line of the Northwest Quarter of said Section 19; Thence North 89°51'32" East 773.85 feet to the True Point of Beginning: Thence South 89°21'25" East 152.43 feet; Thence South 01°06'46" West 45.96 feet; Thence South 00°22'41" West 423.88 feet; Thence South 89°46'26" East 68.18 feet; Thence South 00°21'21" East 131.21 feet; Thence North 89°26'28" West 90.25 feet;

Thence North 00°33'32" East 104.37 feet; Thence North 17°58'23" West 58.87 feet; Thence WEST 115.22 feet; Thence North 00°38'04" East 441.78 feet to the point of beginning.



I hereby certify that the foregoing document is a true copy of the document filed / in the custody of the City of Saratoga Springs, Utah.

City Recorder Date



# **ORDINANCE NO. 55-2018**

# AN ORDINANCE OF THE LEHI CITY COUNCIL RE-APPROVING ADJUSTING ITS COMMON BOUNDARIES WITH THE CITY OF SARATOGA SPRINGS, UTAH

WHEREAS, Utah Code § 10-2-419 establishes the procedure for adjustment of the common boundaries between adjacent municipalities; and

WHEREAS the City of Saratoga Springs, Utah shares certain common boundaries with Lehi City, Utah; and

WHEREAS, a portion of the Perelle Meadows subdivision in Saratoga Springs, which portion of property is more fully described in Exhibit A ("Property"), is located on Evans Lane, which road is a Lehi City-owned and maintained road; and

WHEREAS, Saratoga Springs and Lehi City have mutually determined that the Property is better suited to be within the incorporated limits of Lehi City because Lehi City will be able to provide services to the Property in a more cost-effective manner than Saratoga Springs; and

WHEREAS, due to the reasons described above, Saratoga Springs and Lehi City desire to adjust their municipal boundaries as provided by State law so that the Property can be added to the municipal boundaries of Lehi City; and

WHEREAS, a legal description and plat has been prepared for the boundary adjustment, which legal description and plat are attached as Exhibit A; and

WHEREAS, Ordinance 44-2018 was previously adopted on May 22, 2018 approving the adjustment of the boundary between Lehi City and Saratoga Springs, and needs to be reapproved as the 30 day time limit has expired in order to submit the Boundary Adjustment Ordinance to the Lieutenant Governor's office for approval.

# NOW, THEREFORE, IT IS ORDAINED BY THE CITY COUNCIL OF LEHI CITY, UTAH, AS FOLLOWS:

#### Part 1:

The City Council, in accordance with Utah Code 10-2-419, adjusts its common boundaries with the City of Saratoga Springs. The City Council finds that the boundary adjustment promotes the health, safety, and welfare of the residents of Lehi City. A legal description and map showing the location of the adjustment area are attached as Exhibit A to this ordinance. No protests were received to this action.

# <u>Part 2:</u>

The City Recorder is hereby directed to file the transparent reproducible Boundary Adjustment Plat, together with a certified copy of this ordinance in the office of the Utah County Recorder when all provisions of Utah Code 10-2-419 have been complied with which are conditions precedent to the recordation.

# Part 3:

- A. If a provision of this Ordinance conflicts with a provision of a previously adopted ordinance concerning the same title, chapter, and/or section number amended herein, the provision in this Ordinance shall prevail.
- B. This ordinance and its various section, clauses and paragraphs are hereby declared to be severable. If any part, sentence, clause or phrase is adjudged to be unconstitutional or invalid, the remainder shall not be affected thereby.
- C. The Municipal Council hereby directs that the official copy of the Lehi City Code be updated to reflect the provisions enacted by this Ordinance.
- D. This Ordinance shall take effect immediately after being posted or published as required by law

Approved and adopted by the Lehi City Council this 10th day of July, 2018.

Mark Johnson, Mayor

ATTEST:

Marilyn Banasky, City Recorder

#### **EXHIBIT "A"**

Legal Description and Plat of Boundary Adjustment:

A parcel of land lying and situate in the West Half of Section 19, Township 5 South, Range 1 East, Salt Lake Base and Meridian, Utah County, Utah. Comprising a 1.84 acre portion of the following four (4) parcels of land, 1) 13:028:0062, 2) 13:028:0059, 3) 13:028:0030 and 4) 13: 029:0128 of the Utah County Tax Records. Basis of Bearing for Subject Parcel being South 00°10'25" East 2651.16 feet measured coincident with the west line of the Southwest Quarter of said Section 19. Subject Parcel being more particularly described as follows: Commencing at the West Quarter Corner of said Section 19 thence North 00°08'30" West 170.39 feet coincident with the west line of the Northwest Quarter of said Section 19; Thence North 89°51'32" East 773.85 feet to the True Point of Beginning: Thence South 89°21'25" East 152.43 feet; Thence South 01°06'46" West 45.96 feet; Thence South 00°22'41" West 423.88 feet; Thence South 89°46'26" East 68.18 feet; Thence South 00°21'21" East 131.21 feet; Thence North 89°26'28" West 90.25 feet; Thence North 00°33'32" East 104.37 feet; Thence North 17°58'23" West 58.87 feet; Thence WEST 115.22 feet; Thence North 00°38'04" East 441.78 feet to the point of beginning.

Lehi City

